IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 18TH DECEMBER 2006 / 27TH AGRAHAYANA 1928

Crl.MC.No. 4012 of 2006()

AGAINST THE JUDGEMENT/ORDER IN BA.5916/2006 Dated 20/10/2006
CRIME NO.193/06 OF EDAVANNA POLICE STATION.

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PETITIONER: PETITIONERS

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1. MUJEEB RAHMAN @ MON, S/O. T.K.MOIDEEN,
   AGED 24 YEARS, THEKKINIKKADAN HOUSE,
   KUNNUMMAL, EDAVANNA P.O., ERNAD TALUK,
   MALAPPURAM DISTRICT.

2. MANOJ BABU, S/O. T.K.MOIDEEN,
   AGED 29 YEARS, THEKKINIKKADAN HOUSE,
   KUNNUMMAL, EDAVANNA P.O., ERNAD TALUK,
   MALAPPURAM DISTRICT.

BY ADV. SRI.K.M.SATHYANATHA MENON

RESPONDENTS: RESPONDENTS

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1. THE CIRCLE INSPECTOR OF POLICE,
   WANDOOR POLICE STATION, WANDOOR.

2. THE STATE OF KERALA, REPRESENTED BY
   THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

BY P.P. SRI.GIKKU JACOB.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 18/12/2006, ALONG WITH CRMC NO. 4013 OF 2006 CRMC NO. 4014 OF 2006 , THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

CRL.M.C.NOs.4012, 4013
& 4014 OF 2006

Dated this the 18th day of December, 2006

ORDER

The petitioners face allegations under Sec.302 read with Sec.34 of the IPC. The petitioners were granted bail by this Court as per the order dated 20/10/2006. When the bail was granted subject to conditions, inter alia, it was directed that the petitioners should not enter the Sessions Division of Manjeri for a period of three months and that thereafter they must report for interrogation on the first working day of every month. The learned counsel for the petitioners submits that the conditions are unnecessary now and may not be insisted. The petitioners are put to great difficulties and inconvenience on account of the said conditions, submits the learned counsel for the petitioners.

2. The learned Public Prosecutor submits that the investigation is not complete and that permitting the petitioners to be at the scene of the crime would adversely affect the investigation as also the law and order situation.

3. Having considered all the relevant inputs, I find no reason to delete or relax the condition that the petitioners should not enter the Sessions Division of Manjeri for a period of three months from 20/10/2006.

4. These Crl.M.C. are, in these circumstances, dismissed.

Sd/-

(R. BASANT, JUDGE)

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P.S. to Judge